

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Patricia K. Somers

Serial No.: 09/079,213

Examiner: Killos

Filed: May 14, 1998

Art Unit: 1621

For: Compounds and Methods for the Inhibition of the Expression of VCAM-1

Assistant Commissioner for Patents  
Washington, DC 20231

**PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a) and (b)**

Sir:

Pursuant to 37 C.F.R. §1.48(a), Applicants request that the above-identified application be amended to delete Russell M. Medford as a co-inventor of the above-identified application.

Appended hereto is a Statement Under 37 CFR § 1.48(a) executed by Russell M. Medford, Patricia K. Somers, Lee K. Hoong and Charles O. Meng establishing that the error in inventorship was made without deceptive intent by them.

The Assignee, AtheroGenics, Inc., has consented to the correction of the named inventors to delete Russell M. Medford as a co-inventor. A Statement of Consent is enclosed.

Pursuant to 37 C.F.R. §1.48(b), Applicants request that the above-identified application be amended to delete Lee K. Hoong and Charles O. Meng as co-inventors. It is requested that Patricia K. Somers be named the sole inventor of the pending claims.

Applicants acknowledge that the inventions of Lee K. Hoong and Charles O. Meng are no longer being claimed in the above-identified application.

Also appended hereto is a Declaration for Patent Application executed by Patricia K. Somers, the sole inventor of the pending claims.

U.S.S.N.: 09/079,213

Filed: May 14, 1998

PETITION TO CORRECT INVENTORSHIP

The appended (1) Statement Under 37 C.F.R. § 1.48(a); (2) Declaration for Patent Application executed by Patricia K. Somers; and (3) written consent of the Assignee satisfy the requirements to amend the above-identified patent application to name the actual inventor as required pursuant to 37 C.F.R. §1.48(a).

The above acknowledgement that the inventions of Lee K. Hoong and Charles O. Meng are no longer pending in this application and the appended Declaration for Patent Application by Patricia K. Somers satisfy the requirements to amend the above-identified patent application to name the actual inventor as required pursuant to 37 C.F.R. §1.48(b).

Please charge any fee required for filing this Petition to Deposit Account No. 11-0980.

Respectfully submitted,



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Sherry M. Knowles  
Reg. No. 33,052

KING & SPALDING  
191 Peachtree Street  
Atlanta, GA 30303  
Telephone: 404-572-3541

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Patricia K. Somers

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Assistant Commissioner for Patents  
Washington, DC 20231

**CONSENT TO CORRECT NAMED INVENTOR**

Sir:

The Assignee of the entire interest of the above-identified application, AtheroGenics, Inc., consents to correct the inventorship of the above-identified patent application to delete Russell M. Medford as co-inventor and name Patricia K. Somers as the sole inventor.

The undersigned has reviewed the enclosed Assignment of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in AtheroGenics, Inc.

The undersigned (whose title is supplied below) is empowered to act on behalf of the Assignee, AtheroGenics, Inc.

ATHEROGENICS, INC.

Signature  
Name  
Title

  
\_\_\_\_\_  
Russell M. Medford  
President and Chief Executive Officer

10/29/99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Patricia K. Somers

Serial No.: 09/079213

Examiner: Killos

Filed: May 14, 1998

Art Unit: 1621

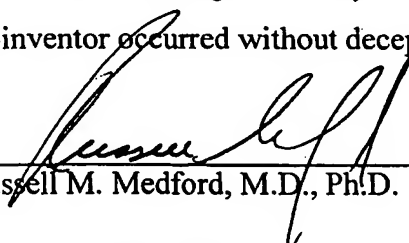
For: Compounds and Methods for the Inhibition of the Expression of VCAM-1

Assistant Commissioner for Patents  
Washington, DC 20231

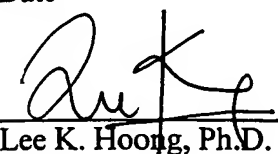
**Statement Under 37 CFR § 1.48(a)**

Sir:

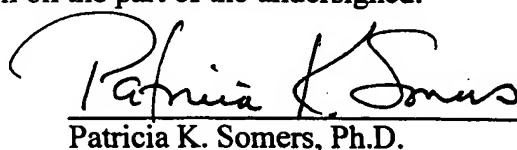
1. The above-identified application was filed on May 14, 1998, claiming priority to U.S. provisional patent application number 60/047,020, filed on May 14, 1997, and naming Russell M. Medford and Patricia K. Somers as co-inventors.
2. It was determined that Patricia K. Somers is the sole inventor of the claimed subject matter of the above-identified application. Russell M. Medford should be deleted as an inventor.
3. The undersigned hereby declare that the error in naming Russell M. Medford as a co-inventor occurred without deceptive intention on the part of the undersigned.

  
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Russell M. Medford, M.D., Ph.D.

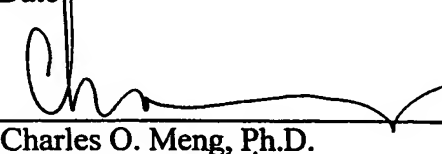
10/29/99  
\_\_\_\_\_  
Date

  
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Lee K. Hoong, Ph.D.

10/29/99  
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Date

  
\_\_\_\_\_  
Patricia K. Somers, Ph.D.

10/29/99  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Charles O. Meng, Ph.D.

10/29/99  
\_\_\_\_\_  
Date